

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

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|---------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | Case No. 3:18-cr-00072-TMB-DMS |
| |) | |
| vs. |) | ORDER RE: MOTION TO |
| |) | SUPPRESS [DKT. 29] AND |
| KIT LEE KARJALA, |) | MOTION TO SUPPRESS |
| |) | [DKT. 31] |
| Defendant. |) | |
| |) | |
| |) | |
| |) | |

Having duly considered the parties' Joint Motion to Hold in Abeyance Defendant's Motion to Suppress Statements (Docs. 29-30) and Defendant's Motion to Suppress Medical Records (Docs. 31-32), and to Vacate Related Hearing, the motion is hereby **GRANTED IN PART AND DENIED IN PART.**

Rather than hold defendant's two pending suppression motions (Docs. 29-32) in abeyance, the motions are hereby **DISMISSED WITHOUT PREJUDICE.** This dismissal is not a ruling on the merits of the motions and the defendant may refile these motions after the conclusion of trial in *United States v. Karjala, et al.*, 3:17-cr-00063-TMB-DMS. The related March 22, 2019, evidentiary hearing is hereby **VACATED.** Upon the refiling of defendant's motions, a new evidentiary hearing will be set.

DATED this 18th day of March, 2019, at Anchorage, Alaska.

/s/ Timothy M. Burgess

TIMOTHY M. BURGESS

UNITED STATES DISTRICT JUDGE